**HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**
**WRIT PETITION (Ld) NO.2824 OF 2005**

Smt. Manjit Kaur Anand & Ors. .....Petitioners

Versus.

The Bombay Municipal Corporation of Greater Bombay & Anr. .....Respondents.

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Smt. S.A. Dhamale for the Petitioners
Smt. A. Savala for Respondent Nos.1 & 2
Shri P.M. Jadhav, A.G.P. for Respondent Nos.3 & 5
Shri. R.M. Sawant, G.P. for Respondent No.4

**CORAM: Smt. Ranjana P. Desai, & Abhay S. Oka, JJ.**
**DATE : December 21, 2005.**

**P.C.**

1. Challenge is to the action taken by the 1st respondent - Corporation under section 314 of the Mumbai Municipal Corporation Act. Admittedly the petitioners have replied to the notice. The said reply has been considered by the Corporation. It also appears that the Mumbai Metropolitan Region Development Authority has after verifying the record declared the petitioners as non eligible occupants. In the circumstances, it is not possible for us to interfere with the action taken under section 314 of the Mumbai Municipal Corporation Act. The petitioners, may however, adopt such remedy as the petitioners may be advised for rehabilitation.

(SMT. RANJANA P. DESAI, J.)

(ABHAY S. OKA, J.)